

**IN THE COURT OF APPEAL OF THE DEMOCRATIC SOCIALIST REPUBLIC
OF SRI LANKA**

CA PHC 110/2002

HC Colombo 793/97

Mr. Mariyasusa
No:450/32,
Thibirigasyaya Road,
Colombo 05.

Appellant

- Vs. -

Udawattage Leelarathna
Colombo Municipal Council,
Colombo 07

Respondent

CA(PHC)110/2002

HC(Colombo)793/97

BEFORE : **Sisira de Abrew, J**
K.T. Chitrasiri, J

COUNSEL : Parties absent and unrepresented.

DECIDED ON : 01.10.2012

Sisira de Abrew, J

On 22.08.2012 when this matter was taken up, counsel appearing for the appellant moves for time to file substitution papers as the appellant is dead.

Court has permitted the application and allowed the counsel to file substitution papers and move court. We note for the last one year no steps have been taken by the counsel to file substitution papers. In this circumstances, we make an order abating the appeal.

Appeal abated.

Judge of the Court of Appeal

K.T. Chitrasiri, J

I agree.

Judge of the Court of Appeal

Na/-